

SENATE BILL 2580

By Burks

AN ACT to amend Tennessee Code Annotated, Title 39,
Chapter 15, relative to child abuse and neglect.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 39-15-401, is amended by adding the following new subsection (f):

(f)

(1) Notwithstanding any other law to the contrary, a person convicted of a violation of subsection (a) or subsection (b) of this section shall be required to serve the entire sentence imposed by the court undiminished by any sentence reduction credits the person may be eligible for or earn. A person convicted of a violation of subsection (a) or subsection (b) shall be permitted to earn any credits for which the person is eligible and the credits may be used for the purpose of increased privileges, reduced security classification, or for any purpose other than the reduction of the sentence imposed by the court.

(2) Title 40, chapter 35, part 5, regarding release eligibility status and parole, shall not apply to or authorize the release of a person convicted of a violation of subsection (a) or subsection (b) prior to service of the entire sentence imposed by the court.

(3) Nothing in title 41, chapter 1, part 5 shall give either the governor or the board of probation and parole the authority to release or cause the release of a person convicted of a violation of subsection (a) or subsection (b) prior to service of the entire sentence imposed by the court.

(4) The provisions of this section requiring persons convicted of a violation of subsection (a) or subsection (b) to serve the entire sentence imposed

by the court shall only apply if at least one (1) of the required offenses occurs on or after July 1, 2008.

SECTION 2. Tennessee Code Annotated, Section 39-15-402, is amended by adding the following new subsection (d) and redesignating the existing subsection accordingly:

(d)

(1) Notwithstanding any other law to the contrary, a person convicted of a violation of subsection (a) of this section shall be required to serve the entire sentence imposed by the court undiminished by any sentence reduction credits the person may be eligible for or earn. A person convicted of a violation of subsection (a) shall be permitted to earn any credits for which the person is eligible and the credits may be used for the purpose of increased privileges, reduced security classification, or for any purpose other than the reduction of the sentence imposed by the court.

(2) Title 40, chapter 35, part 5, regarding release eligibility status and parole, shall not apply to or authorize the release of a person convicted of a violation of subsection (a) prior to service of the entire sentence imposed by the court.

(3) Nothing in title 41, chapter 1, part 5 shall give either the governor or the board of probation and parole the authority to release or cause the release of a person convicted of a violation of subsection (a) prior to service of the entire sentence imposed by the court.

(4) The provisions of this section requiring persons convicted of a violation of subsection (a) to serve the entire sentence imposed by the court shall only apply if at least one (1) of the required offenses occurs on or after July 1, 2008.

SECTION 3. This act shall take effect July 1, 2008, the public welfare requiring it.